


A RESOLUTION
BY



**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN
RIGHT-OF-WAY AGREEMENT WITH QWEST COMMUNICATION
CORPORATION, TO USE A SPECIFIC PORTION OF THE PUBLIC
RIGHT OF WAY FOR LIMITED TELECOMMUNICATIONS
PURPOSES NOT INCLUDING TELECOMMUNICATIONS
SERVICES, AS DEFINED IN THE TELECOMMUNICATIONS ACT
OF 1996 (47 U.S.C. §153 (46)) OR LOCAL EXCHANGE SERVICE AND
FOR OTHER PURPOSES.**

WHEREAS, Qwest Communication Corporation, has applied for an right-of-way agreement to provide limited telecommunications services on, under, over and through specifically identified portions of the public right-of-way; and

WHEREAS, Qwest Communication Corporation, intends to install equipment in the public right-of-way to transport signals across the City without originating or terminating Telecommunications Services at, to or from any person or location in the City; and

WHEREAS, Qwest Communication Corporation, has negotiated a right-of-way agreement with the City which provides such access and preserves the rights of the City until such time as a comprehensive ordinance is enacted;

**NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF ATLANTA GEORGIA HEREBY
RESOLVES:**

SECTION 1: That the Mayor be and is hereby authorized to execute an right-of-way agreement in substantially similar form as attached, with Qwest Communication Corporation, for use of the public right-of-way for telecommunications purposes.

SECTION 2: That such right-of-way agreement shall expire and terminate on March 31, **2003**.

SECTION 3: That Qwest Communication Corporation, shall pay **3% of gross revenues**.

SECTION 4: That the City Attorney shall prepare a right-of-way agreement document, which shall be approved by the City Attorney as to form.

SECTION 5: That said right of way agreement shall not be binding on the City until approved by the Mayor and delivered to Qwest Communication Corporation.

OMC - Amendment Incorporated by tcp 3/28/01

A true copy,


Municipal Clerk, CMC

ADOPTED as amended by the Council
APPROVED by the Mayor

MAR 19, 2001
MAR 27, 2001

RCS# 2739
3/19/01
4:52 PM

Atlanta City Council

Regular Session

MULTIPLE

01-R-0319; 01-R-0320; 01-R-0321;
01-R-0330; 01-R-0343; 01-R-0344
ADOPT AS AMEND

YEAS: 10
NAYS: 2
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 1

Y McCarty	Y Dorsey	NV Moore	Y Thomas
N Starnes	Y Woolard	Y Martin	NV Emmons
Y Bond	N Morris	Y Maddox	B Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

MULTIPLE

01- R-0319

(Do Not Write Above This Line)

A RESOLUTION
BY *Charles R. ...*
A RESOLUTION AUTHORIZING THE MAYOR TO
EXECUTE A RIGHT-OF-WAY AGREEMENT WITH
QUEST COMMUNICATION CORPORATION, TO USE
A SPECIFIC PORTION OF THE PUBLIC RIGHT
OF WAY FOR LIMITED TELECOMMUNICATIONS
PURPOSES NOT INCLUDING
TELECOMMUNICATIONS SERVICES, AS DEFINED
IN THE TELECOMMUNICATIONS ACT OF 1996
(47 U.S.C. 153 (46)) OR LOCAL EXCHANGE
SERVICE AND FOR OTHER PURPOSES.

ADOPTED BY
MAR 19 2001

COUNCIL

As Amended

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

Date Referred 2/19/01

Referred To: City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred to _____

Committee
City Utilities

Date
2-27-01

Chair

Action:
Fav, Adv, Hold (see rev. side)
Other:

Members
Chairman ...

Refer To

Committee

Date

Chair

Action:
Fav, Adv, Hold (see rev. side)
Other:

Members

Refer To

Committee
City Utilities

Date
3-13-01

Chair
Chairman ...

Action:
Fav, Adv, Hold (see rev. side)
Other:

Members
Chairman ...

Refer To

Committee

Date

Chair

Action:
Fav, Adv, Hold (see rev. side)
Other:

Members

Refer To

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED
MAR 19 2001

ATLANTA CITY COUNCIL

CERTIFIED
MAR 20 2001

MAYOR'S ACTION

Mayor ...
MAR 27 2001